

1 **August 28, 2018**

2 **REGULAR MEETING OF THE BOARD OF DIRECTORS OF**
3 **THE NORTH COUNTY FIRE PROTECTION DISTRICT**

4 President Munson called the meeting to order at 5:00.

5 **THE INVOCATION GIVEN BY DFC MAROVICH.**

6 **ALL RECITED THE PLEDGE OF ALLEGIANCE.**

7 **ROLL CALL:**

8 **Present:** Directors Munson, Hoffman, Luevano and Munson.

9 **Absent:** Director Thuner.

10 **Staff Present:** Fire Chief/CEO Abbott, Attorney James and Board Secretary Stephen-
11 Porter. In the audience were: DFC Marovich, D/C Mahr, B/Cs McReynolds and Wilson, FM
12 Koch and members of the public and Association.

13
14 **PUBLIC ACTIVITIES AGENDA**

15 1. **PUBLIC COMMENT:** President Munson addressed the audience and inquired whether
16 there were any public comments regarding items not on the Agenda. There being no
17 comments, the Public Comment Section was closed.

18 2. **CIVILIAN RECOGNITION FOR SERVICE TO COMMUNITY — CHIEF ABBOTT:** Chief Abbott
19 introduced Dorothy Roth to accept the award for Mr. Vega, who joined Fire Safe Council as
20 a volunteer, just after the 2002 Gavilan Fire. Mr. Vega has been very active in Fire Safe
21 Council activities including organizing and working events that provide older residents in
22 need of assistance and disabled veterans with maintenance to the defensible space around
23 their homes. He has also applied for grant funding and has worked public events to educate
24 the community and distribute preparedness information. The District presented Mr. Vega
25 with a recognition award.

26 3. **EMPLOYEE BADGE PINNING — CHIEF ABBOTT:** Chief Abbott introduced Honorio
27 Gomez and Grant Medica to the Board, both who have been hired as Single Role
28 Paramedics. Introductions of family members were made. After swearing in by Chief

Abbott, both individuals were pinned. They were welcomed and congratulated by the Board and Staff.

4. **CONSIDERATION OF RECOGNITION PROGRAM AWARD MODIFICATIONS — CHIEF ABBOTT:**

Chief Abbott presented members with options for providing awardees with a tangible and memorable award as recommended by Directors Luevano and Harris. Chief Abbott presented members with options for providing awardees with a tangible and memorable award. He noted that prices will vary depending on the number of items purchased, inscriptions and size of the award. There was a recommendation from Staff to offer several selections, one including an engraved pen set, an engraved vacuum insulated stainless steel water bottle. Each would have the District name and/or custom logo. On a motion by Vice President Luevano, seconded by Director Harris, the motion to allow two options to awarded individuals passed unanimously.

ACTION AGENDA

CONSENT ITEMS:

5. **REVIEW AND ACCEPT REGULAR BOARD MEETING FOR JULY 2018**

6. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JULY 2018**

7. **REVIEW AND ACCEPT POLICIES & PROCEDURES - NONE**

President Munson inquired whether there were any questions on Consent Items 5-7. There being no discussion, President Munson asked for a motion to approve the Consent Agenda. On a motion by Director Harris, seconded by Director Hoffman, the motion to approve the Consent Agenda Items as presented passed unanimously.

ACTION ITEMS:

8. **REVIEW AND APPROVE RESOLUTION 2018-17 APPROVING FILING OF GRANT AND AUTHORIZING INDIVIDUALS TO EXECUTE GRANT DOCUMENTS — CHIEF ABBOTT:** The Chief

Abbott informed the Board the District currently owns a Bauer Air Compressor System for filling of Self-Contained Breathing Apparatus that is over 28-years-old, which is well past its manufacturer recommended life span of 15 years. The total cost for the desired Bauer Air

58 Compressor System is \$66,326 which includes tax, shipping and installation. There is an
59 opportunity for the District to apply for the County's Neighborhood Reinvestment Grant
60 Program, for which there is no required cost share. There is an approximate cost of \$2,000
61 to pay for any additional costs associated with licensing/permits as well as electrical station
62 improvements. These costs can be borne from our existing Facilities Program line item.

63 On a motion by Director Harris, seconded by Vice President Luevano, the motion to approve
64 Resolution 2018-17 and to apply for the NRG as presented passed unanimously.

65 9. **REVIEW AND APPROVE RESOLUTION 2018-18 APPROVING FILING OF GRANT AND**
66 **AUTHORIZING INDIVIDUALS TO EXECUTE GRANT DOCUMENTS — CHIEF ABBOTT:** Chief Abbott
67 informed the Board the District currently owns a Microwave Radio System that ties all of our
68 facilities' network communications together. This system is 10-years-old and at the end of
69 its useful service life. Over the last several years the District has spent thousands of dollars
70 to repair this system; however, our new bandwidth needs exceed the capabilities of this
71 current System. The total cost to upgrade this system is \$75,090, of which the District has
72 already received a State Homeland Security Grant Program (SHSGP) award in the amount
73 of \$32,520. The District is seeking to obtain Neighborhood Reinvestment Grant Funds for
74 the balance of this System replacement, in the amount of \$42,570. On a motion by Director
75 Hoffman, seconded by Vice President Luevano, the motion to approve Resolution 2018-18
76 and to apply for the NRG as presented passed unanimously.

77 10. **SET PUBLIC HEARING DATE/TIME CERTAIN OCTOBER 23, 2018 — FOR ADOPTION OF**
78 **UPDATED FIRE PREVENTION FEES AND RESOLUTION/ORDINANCE (5:15 P.M.) AND FOR ADOPTION**
79 **OF UPDATED AMBULANCE FEE SCHEDULE AND RESOLUTION (5:25 P.M.) — FM KOCH, D/C MAHR,**
80 **AND CHIEF ABBOTT:** Chief Abbott requested the Board set two public hearing, time and date
81 certain for Fire Prevention and Ambulance Fees. Fire Prevention Fees are based upon actual
82 costs incurred by the District. There may be increases to the Fire Prevention Fees based on the
83 outcome of the ongoing negotiations and additional costs for particular fire prevention activities.
84 Setting a public hearing to review and approve Ambulance Fees will ensure the District is recovering
85 expenses to offset the cost of providing emergency medical and ambulance services. Documentation
86 supporting the fee schedules for these two schedules will be presented at the October 23, 2018

87 meeting. On a motion by Director Harris, seconded by Director Hoffman, the motion to
88 approve setting the public hearing dates and times certain as presented passed
89 unanimously.

90 **REVIEW AND RATIFY DISTRICT COUNSEL’S RECOMMENDATION THAT THE CODE OF CONFLICT**

91 **DOES NOT REQUIRE AMENDMENT AND MAKE DETERMINATION THAT “AMENDMENTS TO THE CODE**

92 **ARE NOT NECESSARY”— CHIEF ABBOTT:** B/S Stephen-Porter presented the Biennial review

93 of the District’s Code, which requires that the disclosures assigned to those positions
94 accurately requires the disclosure of all investments, business positions, interests in real
95 property and sources of income which may foreseeably be affected materially by the
96 decisions made by those designated positions. Counsel James recommended that no
97 changes were required to bring our Code into compliance with Government Code §87302
98 as our current Code is appropriate as adopted in Resolution 2017-11. Therefore, it is
99 recommended the Board make a find that “no amendments to the Code are required.” On a
100 motion by Vice President Luevano, seconded by Director Hoffman, the motion to make the
101 finding that no amendment is required and to direct staff to file the required paperwork with
102 the County passed unanimously.

103
104 **DISCUSSION AGENDA**

105 12. There were no Discussion Agenda Items for the August 28, 2018 meeting.

106
107 **STANDING DISCUSSION ITEMS:**

108 ● **LEGAL COUNSEL REPORT:** Counsel James presented his report “New California
109 Law Has Immediate Impact On Public Works Projects, Part 1.” Brief discussion ensued.
110 This is informational only, no action required.

111 ● **WRITTEN COMMUNICATIONS:** Brief discussion ensued regarding the items,
112 Informational only, no action required.

113 ● **BOARD RECOGNITION PROGRAM:** See Item #4.

114 ● **NEWS ARTICLES:** Brief discussion ensued regarding articles. This is informational
115 only, no action required.

- 116 ● **COMMENTS:**
- 117 ● **STAFF REPORTS/UPDATES:**
- 118 ● **STEPHEN ABBOTT, FIRE CHIEF/CEO:** Chief Abbott informed the Board happenings
119 around the District and briefly discussed movement on the negotiation, which will be
120 discussed in depth in Closed Session He noted the 9/11 events that will be held at the
121 District and invited Board participation. Informational only, no further action required.
- 122 ● **CHIEF OFFICERS AND OTHER STAFF: CHIEF MAHR:** Chief Mahr discussed developing a
123 District recognition program and challenge coin for citizens who intervene in emergencies,
124 noting several recent events that would qualify for such a program. **B/C McREYNOLDS:** B/C
125 McReynolds invited Board members to the September 22nd active shooter training at
126 Bonsall.
- 127 ● **BOARD: DIRECTOR HARRIS:** Director Harris informed the Board of happenings in the
128 Bonsall area, including the next Sundowner and Fall Festival in October. **DIRECTOR**
129 **HOFFMAN:** Director Hoffman informed the Board that the owner of River Village had passed
130 away suddenly. **DIRECTOR MUNSON:** Director Munson informed the Board that three
131 individuals were running for the Board in November. In addition, he noted an event at Station
132 4 that he witnessed wherein the Staff acted with great alacrity and professionalism.
- 133 ● **BARGAINING GROUPS:** No comments.
- 134 ● **PUBLIC COMMENT:** No comments.

CLOSED SESSION

- 137 ● **OPENING CLOSED SESSION:**
- 138 At 6:55 p.m., President Munson inquired whether there was a motion to adjourn to Closed
139 Session. On a motion to adjourn to Closed Session by Director Hoffman, seconded by
140 Director Harris, President Munson read the items to be discussed in Closed Session and
141 the Open Session was closed. A short break ensued after the reading of the Closed Session
142 Items. At 7:00 p.m., and the Board entered Closed Session to hear:
143 CS-1. **ANNOUNCEMENT — PRESIDENT MUNSON:** An announcement regarding the items to be
144 discussed in Closed Session will be made prior to the commencement of Closed Session.

145 **CS-2. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 –**
146 **MANAGEMENT GROUP NEGOTIATIONS – CHIEF ABBOTT:**
147 NCFPD MANAGEMENT GROUP
148 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES
149 **CS-3. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 – NON-**
150 **SAFETY GROUP NEGOTIATIONS – CHIEF ABBOTT:**
151 FFA NON-SAFETY GROUP NEGOTIATORS
152 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES
153 **CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 – SAFETY**
154 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**
155 FFA SAFETY GROUP NEGOTIATORS
156 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES
157 **CS-5. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 –**
158 **UNREPRESENTED INDIVIDUALS – CHIEF ABBOTT:**
159 EXECUTIVE ASSISTANT/BOARD SECRETARY AND FIRE MARSHAL
160 DISTRICT NEGOTIATORS:
161 CHIEF ABBOTT, DISTRICT COUNSEL JAMES
162 **CS-6. CONFERENCE WITH REAL PROPERTY NEGOTIATOR – GOVERNMENT CODE § 54956.8**
163 **– CHIEF ABBOTT:**
164 PROPERTY LOCATION: 4157 Olive Hill Road – Station 3, Fallbrook, CA 92028;
165 PARTIES: North County Fire Protection District (Seller);
166 UNDER NEGOTIATION: Terms of Sale;
167 DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James
168 **CS-7. CONFERENCE WITH DISTRICT COUNSEL REGARDING PENDING LITIGATION–**
169 **GOVERNMENT CODE § 54956.9 (D)(4) – DISTRICT COUNSEL JAMES:**
170 TO BE DISCUSSED: Whether or not a basis exists for anticipated litigation.
171 DISTRICT COUNSEL: District Counsel James
172 **CS-8. REPORT FROM CLOSED SESSION – PRESIDENT MUNSON**
173

174 ● **REOPENING OPEN SESSION:**
175 On a motion by Director Hoffman, which was seconded by Director Harris and which passed
176 unanimously, the Board returned Open Session at 7:20 p.m., the following items were
177 reported out to the public:

178 **CS-2. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 –**
179 **MANAGEMENT GROUP NEGOTIATIONS – CHIEF ABBOTT:**

180 NCFPD MANAGEMENT GROUP
181 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

182 No reportable action.

183 **CS-3. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 – Non-**
184 **SAFETY GROUP NEGOTIATIONS – CHIEF ABBOTT:**

185 FFA NON-SAFETY GROUP NEGOTIATORS
186 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

187 No reportable action.

188 **CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 – SAFETY**
189 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**

190 FFA SAFETY GROUP NEGOTIATORS
191 DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

192 No reportable action.

193 **CS-5. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 –**
194 **UNREPRESENTED INDIVIDUALS – CHIEF ABBOTT:**

195 EXECUTIVE ASSISTANT/BOARD SECRETARY AND FIRE MARSHAL
196 DISTRICT NEGOTIATORS:

197 CHIEF ABBOTT, DISTRICT COUNSEL JAMES

198 No reportable action.

199 **CS-6. CONFERENCE WITH REAL PROPERTY NEGOTIATOR – GOVERNMENT CODE § 54956.8**
200 **– CHIEF ABBOTT:**

201 PROPERTY LOCATION: 4157 Olive Hill Road – Station 3, Fallbrook, CA 92028;

202 PARTIES: North County Fire Protection District (Seller);

203 UNDER NEGOTIATION: Terms of Sale;
204 DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James
205 No reportable action.

206 **CS-7. CONFERENCE WITH DISTRICT COUNSEL REGARDING PENDING LITIGATION—**
207 **GOVERNMENT CODE § 54956.9 (D)(4) — DISTRICT COUNSEL JAMES:**

208 TO BE DISCUSSED: Whether or not a basis exists for anticipated litigation.
209 DISTRICT COUNSEL: District Counsel James
210 No reportable action.

211
212 **ADJOURNMENT**

213 A motion was made at 7:25 p.m. Director Harris and seconded by Vice President Luevano
214 to adjourn the meeting and reconvene on October 23, 2018, at 17:00. The motion carried
215 unanimously.

216 Respectfully submitted,

217
218 

219 Loren Stephen-Porter
220 Board Secretary

221

222 Minutes approved at the Board of Director's Meeting on: September 25, 2018

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